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Atty. Dkt. No. P60953US1

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Martin Roland JENSEN et al.

Serial No.: 09/060,294

Group Art Unit: 1647

Filed: December 29, 2000

Examiner: David S. ROMEO

For: MODIFIED TNF $\alpha$  MOLECULES, DNA ENCODING SUCH AND VACCINES  
COMPRISING SUCH MODIFIED TNF $\alpha$  AND DNA

## TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED  
OCT 28 2003  
TECH CENTER 1600/2900

Sir:

Transmitted herewith please find:


- ☒ Response to Restriction Requirement
- ☒ Petition for one-month extension of time
- ☒ Fee payment      ☒ A check for \$110 is attached.
- ☐ Charge \$ \* to Deposit Account No. 06-1358.
- ☐ Small entity status established in connection with the subject application.

Fee Calculation					
Excess Claims					
	N <sup>o</sup> of Claims	Highest N <sup>o</sup> Paid For	Excess Claims	Small Entity Fee	Large Entity Fee
Total	*	⊖ * =	0	⊗ \$9 = \$	⊗ \$18 = \$
Ind.	*	⊖ * =	0	⊗ \$42 = \$	⊗ \$84 = \$
[ ] Multiple Dependent Claims (1 <sup>st</sup> Filing)				⊕ \$140 =	⊕ \$280 = \$
Extension of Time Fee				\$	\$110
Total Fee Due				??	\$110

- ☒ If a petition for extension of time is necessary, but not enclosed, then this acts as the petition. Charge any fees additionally necessary in connection herewith to Deposit Account No. 06-1358.

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Date: October 21, 2003

By

  
William E. Player  
Registration No. 31,409

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Atty. Docket. No. P60953US1

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**RESPONSE  
TO RESTRICTION REQUIREMENT**

**RECEIVED**

OCT 28 2003

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Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper responds to the Office Action (restriction requirement) mailed August 25, 2003.

Pursuant to the restriction requirement under 35 USC 121, election is made, hereby, to prosecute the claims of invention Group I.

Pursuant to the requirement for election of species, applicants elect, with traverse:

a human TNF $\alpha$  molecule, or a fragment thereof, comprising a substitution in the E/F connecting loop.

Claims 77-81, 85, 87-91, 93, 97, 104-106, 110, 117-122, 129, 131 and 132 read on the elected species.

Traverse is maintained to the extent that the following, two identified species are not examined together with the elected species:

- 1) a human TNF $\alpha$  molecule, or a fragment thereof, comprising a substitution in the E strand and in the E/F connecting loop and

- 2) a human TNF $\alpha$  molecule, or a fragment thereof, comprising a substitution in the E strand and in the E/F and D/E connecting loop.

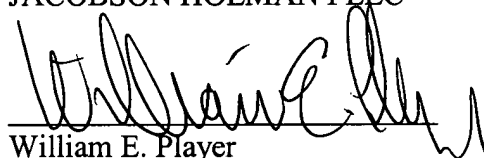
The two aforesaid species, along with the elected species, have a substitution in the E/F connecting loop and, so, the three species are appropriately examined together.

Favorable action is requested.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By:



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